

7. (Amended) A method of transmitting data over a medium, the method comprising the step of:

obtaining a back-off delay window for retransmitting an unsuccessfully transmitted data packet, the back-off delay window being obtained based upon a number of unsuccessful transmissions of the data packet or a predetermined initialized value, and wherein the obtained back-off delay window is equal to a preceding or future back-off delay window.

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A 2.  
A 3.

8. The method according to claim 7, wherein the preceding back-off delay window is a back-off delay window which occurred immediately prior to the obtained back-off delay window.

#### REMARKS

Claims 1-24 are pending in the instant application. Claims 1, 7 and 18 are independent. No new matter has been introduced.

#### CONCLUSION

If the Examiner has any questions concerning this application, the Examiner is requested to contact Mr. Timothy R. Wyckoff, Registration No. 46,175 at (703) 205-8000 in the Washington, D.C. area.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit

Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

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Enclosure: Marked Up Version of Claim Amendments

**MARKED UP VERSION OF CLAIM AMENDMENTS****IN THE CLAIMS**

**Please amend the claims to read as follows:**

1. (Amended) method of transmitting data over a medium, the method comprising the step of:

obtaining a back-off delay window for retransmitting a data packet, the back-off delay window obtained being based upon a number of unsuccessful transmissions of the data packet or a predetermined initialized value, and wherein the obtained back-off delay window is less than two times a [subsequent] preceding back-off delay window.

7. (Amended) A method of transmitting data over a medium, the method comprising the step of:

obtaining a back-off delay window for retransmitting an unsuccessfully transmitted data packet, the back-off delay window being obtained based upon a number of unsuccessful transmissions of the data packet or a predetermined initialized value, and wherein the obtained back-off delay window is equal to a [subsequent] preceding or future back-off delay window.

8. The method according to claim 7, wherein the [subsequent] preceding back-off delay window is a back-off delay window which occurred immediately prior to the obtained back-off delay window.